IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT:

THE HON'BLE MR JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION NO : 13938 of 1993

Between:

G.Dhana Gangadhara Rao, S/o Maharudrudu,
Watchman in TTDs,
R/o. Bhimavaram, West Godavari District.

..... PETITIONER

AND

1. The Government of Andhra Pradesh,
   Represented by its Secretary to Revenue
   (Endowments) Department,
   Secretariat, Hyderabad
2. The Executive Officer,
   Tirumala Tirupathi Devasthanams
   Tirupathi, Chittoor Dist.
3 The Head Master,
   Sri Venkateshwara School for Deaf,
   Tirumala Triupathi Devasthanams,
   Bhimavaram ,West Godavari Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying to issue a writ, order or direction, particularly in the nature of Writ of Mandamus, directing the Respondents to regularise the petitioner's services in TTDS as Watchman with retrospective effect from 9/01/1992 with all consequential benefits by holding that the action of the second Respondent in not regularising the petitioner as Watchman in TTDs service and not authorizing him the scale of pay attached to the post held by him as arbitrary, discriminatory and violative of Articles 14 and 16 of the Constitution of India.

Counsel for the Petitioner: MR. V.JAGAPATHI

Counsel for the Respondents 2 & 3: MR. A.K.JAYAPRAKASH RAO

The Court made the following Order:

The petitioner, who was working as a watchman in the third respondent-school on daily wage basis, filed the present writ petition for regularization of his services. As there was a threat of removal, he also sought for his continuation in the service.

This Court, by an interim order dated 20-9-1993 directed the respondents to maintain status quo as on that day.

It is the submission of the learned counsel for the petitioner Sri V. Jagapathi that by virtue of the interim orders of this Court, the petitioner is allowed to continue as a watchman in the third respondent-school.

From a perusal of the record, it appears that the petitioner was appointed as a watchman on 9-1-1992 in the third respondent-school on daily wage basis and that the third respondent-school has sent a proposal to the second respondent-Devasthanam through a letter in Roc. No. 98/SVSD/BVRM/92 dated 6-4-1992 requesting to sanction three watchman posts to the third respondent-school.

From the above, it is clear that there are watchman posts in the third respondent-school and that in view of the interim orders granted by this Court, the petitioner is allowed to continue as a watchman. In view of the same, this Court deems it appropriate to direct respondents 2 and 3 to consider the case of the petitioner for regularization of his services as a watchman taking his service of more than a decade into consideration.

The writ petition is accordingly disposed of. No costs.

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

Dated: 17-6-2004

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To

1. Secretary to Revenue
   (Endowments) Department,
   Government of Andhra Pradesh,
   Secretariat, Hyderabad
2. The Executive Officer,
   Tirumala Tirupathi Devasthanams
   Tirupathi, Chittoor Dist.
3. The Head Master,
   Sri Venkateshwara School for Deaf,
   Tirumala Triupathi Devasthanams,
   Bhimavaram ,West Godavari Dist.
4. 2CCs to the Government Pleader for Endowments,
   High Court Buildings, Hyderabad. (OUT)
5. 2CD copies
6. One spare